

EXHIBIT E

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

W.R. GRACE, et al.

Reorganized Debtors.

CHAPTER 11

NO. 01-01139
(Jointly Administered)

DECLARATION OF ROSEMARY DASZKIEWICZ

I, Rosemary Daszkiewicz, hereby declare and testify under penalty of perjury as follows:

1. I am a licensed attorney in the State of Washington employed by the Weyerhaeuser Company (“**Weyerhaeuser**”), which acquired Plum Creek Timber Company, Inc. (“**Plum Creek**”) and its assets in a merger early in 2016.

2. Prior to Weyerhaeuser’s acquisition of Plum Creek, I was employed by Plum Creek as Senior Director of its Law Department, and in connection with that employment, I acted as counsel to Plum Creek’s wholly-owned subsidiary, Plum Creek Timberlands, L.P.

3. Plum Creek’s subsidiary was historically the largest private landowner in Libby, Montana, owning approximately 30,000 acres in the vicinity of Libby, including 1,611 acres within or accessible using routes which crossed within 1 mile of the Libby vermiculite mine.

4. I previously authored a Declaration in support of Plum Creek’s prior Motion to Allow Late-Filed Claim, dated June 28, 2010. The present Declaration supplements that prior Declaration.

5. In 1999, a logger who was harvesting timber on Plum Creek land near Libby in Operable Unit 3 (in the so-called "Rainy Cat" area), noticed something strange on the bark of trees and was concerned it might be asbestos.

6. On December 3, 1999, Plum Creek had 11 samples of the material assessed by a third-party laboratory, Energy Laboratories, Inc. ("EI") in Helena, Montana. Testing results are attached hereto as **Exhibit 1**. Apparently, EI used EPA Method/600/R-93/116 to analyze the samples.

7. The laboratory results were historically kept by Plum Creek in the ordinary course as business records, and although I was not employed by Plum Creek in 1999, I am familiar with these test results as business records of the Company. I have no reason to doubt their authenticity.

8. The testing results speak for themselves. EI concluded that the substance was not LA asbestos or vermiculite, but rather, benign cellulose, and in some cases, spider webs.

9. This is the only testing of trees or bark in the Libby, Montana area for asbestos I am aware of for almost a decade, until the EPA conducted its own testing.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE
AND CORRECT TO THE BEST OF MY KNOWLEDGE.

DATED: June 3, 2016
Federal Way, Washington



Rosemary Daszkiewicz, Esq.
Director, Environmental Affairs and Policy
Weyerhaeuser Company
Federal Way, WA 98063-9777

EXHIBIT 1



ENERGY LABORATORIES, INC.

2704 BILLINGS AVE. • HELENA, MT 59601 • P.O. BOX 3080 • HELENA, MT 59604
 VOICE/FAX 406-442-0711 • E-MAIL debp@energylab.com

TO: Dana Jefferies
 ADDRESS: Plum Creek Mfg. Inc.
 PO Box 1990
 Columbia, MT 59912

LAB NO.: 99-90269
 DATE: December 8, 1999

BULK ASBESTOS ANALYSIS

Rainy Cat
 Submitted: 12/06/99
 Analyzed: 12/6-7/99

<u>Lab No.</u>	<u>Sample Identification</u>	<u>Sample Description</u>	<u>Asbestos Identification and Estimated Quantity, % by Volume</u>	<u>Non-Asbestos Fibrous Materials and Estimated Quantity, % by Volume</u>
001-99-90269	#1	Tan bark w/moss & pine needles	None Detected	1-5% Cellulose (spider web)
002-99-90269	#2	Tan bark w/moss & pine needles	None Detected	10-20% Cellulose (spider web)
004-99-90269	#3	Tree branch	None Detected	1-5% Cellulose
005-99-90269	#4	Moss rocks	None Detected	<1% Cellulose
006-99-90269	#5	Pine needles & animal droppings	None Detected	1-5% Cellulose
007-99-90269	#6	Moss covered bark	None Detected	1-5% Cellulose
008-99-90269	#7	Moss covered bark	None Detected	10-20% Cellulose

Detection Limit = 1%

Determination of Asbestos in Bulk Building Materials by EPA Method/600/R-93/116
 July 1993.

Certified by:

Robert W. Gorman, CH

Title

Laboratory Director

Date:

December 8, 1999



ENERGY LABORATORIES, INC.

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POINT COUNT ASBESTOS ANALYSIS

Rainy Cat

Submitted: 12/06/99

Analyzed: 12/6-7/99

<u>Lab No.</u>	<u>Sample Identification</u>	<u>Sample Description</u>	<u>Asbestos Identification and Estimated Quantity, % by Volume</u>	<u>Non-Asbestos Fibrous Materials and Estimated Quantity, % by Volume</u>
003-99-90269	#2B	Soil, dry brown fibrous powder	None Detected	40-50% Cellulose
09-99-90269	#8	Soil	None Detected	10-20% Cellulose
010-99-90269	#10	Soil	None Detected	1-5% Cellulose
011-99-90269	None given	Soil and moss rocks	None Detected	1-5% Cellulose

Detection Limit = 1%

Determination of Asbestos in Bulk Building Materials by EPA Method/600/R-93/116
 July 1993.

Certified by: Deborah A. Gumm, CIH
 Title: Laboratory Director Date: December 8, 1999